



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Attorney Docket 3070A

Inventor: Joel D. Martz

Serial No.: 10/702,098

Filed: November 5, 2003

For: CONSTRUCTION OF CARPET WITH BREATHABLE MEMBRANE FOR
ELIMINATING MOISTURE FROM SURFACE COVERED BY THE CARPET

Examiner: Cheryl A. Juska

Art Unit: 1794

MAILING CERTIFICATE

This correspondence is being transmitted to the Commissioner for Patents by express mail

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Attention: Office of Petitions
Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

RESPONSE ACCOMPANYING A PETITION FOR REVIVAL

INTRODUCTION

This paper is submitted in response to the Office Action, a Final Rejection mailed May 14, 2008, in regard to the above-identified patent application. The application became abandoned unintentionally for failure to file timely a response to the foregoing Office Action. The Notice of Abandonment is dated December 24, 2008. A Petition for Revival of the Application and the Petition Fee accompany this paper. The petition is executed by the inventor and states that the entire delay was unintentional.

The following response to the foregoing Office Action accompanies the petition,

Reconsideration of the rejections of the claims is solicited respectfully in view of the following amendment and remarks.